

BOARD OF PUBLIC EDUCATION
MEETING MINUTES

January 13-14, 2005

**Higher Education Complex
2500 Broadway
Helena, MT 59620
Conference Room 102 A & B**

Chairperson Kirk Miller called the meeting to order at 8:30 a.m. on Thursday, January 13, 2005. Board members present at the meeting included: Kirk Miller, Chairperson; Diane Fladmo, Vice Chairperson; John Fuller, Patty Myers, Cal Gilbert, and Erik Engellant. Storrs Bishop and Gay Ann Masolo were absent at the beginning of the meeting, but joined later. Staff present at the meeting included: Peter Donovan, Administrative Officer, CSPAC; and Suzan Hopkins, Administrative Assistant, BPE. Executive Secretary Steve Meloy, BPE, joined the meeting later due to his appearance before the legislature. Ex-officio members Governor Brian Schweitzer, Superintendent Linda McCulloch, and Commissioner of Higher Education, Sheila Stearns were absent at the beginning of the meeting but all joined later. Those in attendance at the meeting included: Josh Middleton, Laurel Schools; Nancy Coopersmith, OPI; Spencer Sartorius, OPI; Rene Dubay, Office of the Commissioner of Higher Education; Dave Lloyd, Moore Schools; Carol Juneau, MIEA; Jody Messinger, OPI; Linda Peterson, OPI; Michael Hall, OPI; Ellen Swaney, Office of the Commissioner of Higher Education; T.J. Eyer, MASSP; Sandy Merdinger, Office of the Commissioner of Higher Education; Joan Anderson, OPI; Al McMillin, OPI; Darrell Rud, SAM; Donna O'Neill, OPI; Nikki Sandve, OPI; Terry Factor, Kalispell Schools; Cathy Kendall, Kalispell Schools; Karen Richem, OPI; Lynn Hinch, OPI; Marilyn Lockwood, Kalispell; and Cathy Warhank, OPI.

CALL TO ORDER

Mr. Gilbert led the Board in the pledge of allegiance. Chairperson Miller read the Statement of Public Participation and welcomed all of the visitors. He mentioned to the Board that Mr. Meloy was attending the Committee meeting for executive action regarding the Board of Public Education's budget. He also stated that Governor Schweitzer would be joining the meeting at 10:00 a.m.

MOTION: Ms. Fladmo moved to adopt the agenda as presented. The motion was seconded by Ms. Myers and the motion unanimously carried.

CONSENT AGENDA

MOTION: Ms. Fladmo moved to adopt the consent agenda as submitted. The motion was seconded by Ms. Myers and the motion unanimously carried.

****Due to the weather conditions, many reports were postponed until later in the day. Consequently, items in the minutes appear in the order in which they were addressed at the meeting.**

PUBLIC COMMENT

There was no public comment at this time.

ITEM 1 CHAIRPERSON'S REPORT

Dr. Kirk Miller reported to the board on his activities that have transpired since the last board meeting. The concentration of his report focused on an update on the legislative session. Other items covered in Dr. Miller's report included, but were not limited to the following:

- November 10-participated, via video conferencing, in a meeting called by Senator Jon

- Tester to discuss the court decision and where to go from here.
- November 16-attended video conference meeting sponsored by the OPI Assessment Team regarding MontCAS Phase 2.
- November 24-contacted by Senator Don Ryan, Senate Education Committee Chairman, regarding upcoming education legislation.
- December 7-participated with Diane Fladmo and Steve Meloy in a P-20 Leadership meeting with the OPI and Higher Education. Discussed the vision and goals for the P-20 Committee and future steps to be taken to realize the vision.
- December 13-contacted by Representative Bill Glaser, potential chair of the Joint Education Finance Committee, to discuss the House establishing a committee to work on the issues related to the school funding Supreme Court decision.
- December 17-discussed with Diane Fladmo progress on the BPE Communications Plan and confirmed that she now has 5-6 donors of approximately \$10,000 each to support the plan.
- December 23-telephone conversation with Representative Glaser regarding appointments and the startup of the Select Education Committee.

***Gay Ann Masolo, board member, joined the meeting at 8:45 a.m.**

ITEM 3 CSPAC REPORT

Mr. Donovan introduced to the board, our newest Administrative Assistant for CSPAC, Sarah Flemming. She has an English degree from Seattle University, is the sister of a former student representative to the Board, Emily Flemming, and she also served as an interpreter in Peru.

He discussed his attendance at the Western States Certification Conference, held in Santa Fe, NM. He shared with the Board the fact that other states are struggling with the same issues as Montana, particularly dealing with handling alternative routes to licensure. Also, states are struggling with how to evaluate foreign credentials; there are currently in place about four hundred entities assigned to evaluate foreign credentials, some of them being fraudulent.

Mr. Donovan serves as the chairperson for the NASDTEC Professional Preparation and Continuing Development Committee, which met in St. Louis, MO approximately 6 weeks ago. He worked on updating headings for the NASDTEC Knowledge Base, which is a matrix of all of the teacher licensure policies and teacher education accreditation policies. This organization will meet again in three weeks in February in St. Louis, MO.

Mr. Donovan also discussed the agenda for the upcoming CSPAC meeting on January 20, 2005.

ITEM 6 ASSESSMENT UPDATE

Ms. Snow, State Assessment Director, OPI, along with Ms. Fladmo, Co-Chairperson of the Board of Public Education, presented an update on Assessment issues. Ms. Fladmo mentioned that the Board is completing its study of the future of the Norm-Referenced Tests (The Iowas, Phase 1 of the Montana Comprehensive Assessment System) and a brief survey has been placed online so that systems will have another opportunity to contribute to the decision. This survey must be completed by noon on January 10, 2005.

Ms. Snow distributed the JUMP (Join Us in Measuring Progress) Newsletter, a monthly assessment newsletter. Some of the items discussed in this most recent publication included: a list of items available online (a video broadcast of CRT questions and answers, Grade 10 CRT Math Assessment Framework, Math reference sheets used by students who take the Criterion Referenced Test, and Technical Manuals).

***Storrs Bishop, board member, joined the meeting at 9:14 a.m.**

ITEM 7 COMMUNICATIONS PLAN UPDATE

Ms. Fladmo reported on the progress of the communications plan. She included in her report the private sector companies who will help fund the first phase of the plan which include the Taco Bell Corporation, Rail Link, Pennsylvania Power and Light, Student Assistance Foundation, and the Inland

Northwest Space Alliance.

***Mr. Meloy joined the meeting at 9:40 a.m.**

***Superintendent McCulloch and Commissioner Stearns joined the meeting at 10:00 a.m.**

ITEM 8 CERTIFICATION/LICENSURE COMMITTEE NAME

Ms. Myers brought to the table the notion of changing the name of the Certification Committee to the Licensure Committee. Dr. Miller suggested that the board discuss this issue, with input from Mr. Meloy on the background of the name change. Mr. Meloy stated that licensure is the highest level of state regulation on a profession, dropping down to certification and then registry, etc. It was determined that a teacher should receive the same status as does a nurse or a physical therapist, consequently, the name change proposal was brought about.

Mr. Gilbert asked what impact this would have on the Class 7 Certification. Mr. Donovan clarified that this language has been changed to a Class 7 License. He also mentioned that CSPAC has changed the name of its Certification Committee to the Licensure Committee.

MOTION: Ms. Myers moved to change the name of the Board of Public Education's Certification Committee to the Licensure Committee. The motion was seconded by Ms. Fladmo and the motion unanimously carried.

ITEM 2 EXECUTIVE SECRETARY'S REPORT

Mr. Meloy reported on his appearance before the House Sub-Committee on Appropriations regarding the Board of Public Education's budget requests. The base was refunded as well as the present law adjustments, which factors in increased inflation and fixed costs. In addition to the base, the Board's budget received all of the decision packets, to the tune of \$6,000 a year for travel out of state. Other items in Mr. Meloy's report include:

- Worked with OBPP (Office of Budget Planning and Programming) regarding budget redevelopment for the next biennium.
- Attended all the Ed Forum meetings and presented the BPE opinion regarding many issues.
- Worked on a proposed final order on the three appeals of license denial heard by a committee of the BPE.
- Worked with Carol Juneau on appointment process of American Indians.
- Toured existing Helena buildings for a new location for OCHE and the BPE.
- Worked on new language to be considered by the Board to amend Chapter 57 in the area of teacher recruitment and retention.

***Mr. Meloy interrupted his report for the Governor's Office report.**

ITEM 9 GOVERNOR'S OFFICE REPORT

Governor Brian Schweitzer joined the meeting and reported on the education funding issue. He stated that both the Senate and the House are taking a very aggressive look at this issue. He is proposing an additional 58 million dollars for education in the Governor's Budget, which amounts to an additional 12% funding. He also reported that 5 million dollars has been put into scholarships for two year programs, 2.5 million into tribal colleges, 15% of which will be meant for tribal colleges to write the history of their people, and 1.25 million for tribal colleges to spend on equipment.

He also reported that Ms. Fladmo has been re-appointed to the Board of Public Education, which will allow her to serve as the President-Elect of NASBE in 2005 and President in 2006. The Education Policy Advisor has not been selected currently.

ITEM 4 STATE SUPERINTENDENT'S REPORT

Superintendent McCulloch distributed a document outlining activities that have transpired at the

Office of Public Instruction since the last meeting. Some items on the list included the following:

- Presented the 15th Montana Statehood Centennial Bell Award to Montana's History Teacher of the Year
- Met with Governor Schweitzer on education priorities for the upcoming legislative session
- Participated in a national meeting on the Use of Growth Models Based on Student-Level Data in School Accountability
- Attended the winter conference of the Council of Chief State School Officers
- Was elected to her second term in office!
- Spoke as a panelist at a Missoula community forum on full day kindergarten
- Attended the winter Board of Director's meeting for the Northwest Regional Education Lab
- Met with members of the Montana Association of Adult and Community Educators

Other topics of importance brought to the table by Superintendent McCulloch were the Glenn I. Latham Excellence Award that was presented to OPI Special Education Director Bob Runkel on October 24, 2004. This award is the highest recognition given to a state director of special education or state education staff member.

OPI has been selected to participate in the 2005 MT Information Technology Day to be held in the Capitol Rotunda on January 26, 2005. This day is an opportunity for legislators to see how state agencies and private businesses are working as partners to serve the citizens of Montana.

ITEM 10 MIEA REPORT

Representative Carol Juneau, MIEA (Montana Indian Education Association) presented to the Board the Indian Education for All Budget for the 2005 Legislative Session. The need to adequately fund Indian Education for All was decided by a unanimous decision of the Montana Supreme Court on November 9, 2004. The above referenced document included a brief history of the lawsuit that resulted in the decision of the Supreme Court. The document also included the research utilized for the Indian Education for All budget, and an extensive overview of the MIEA Budget Request for Indian Education for All for the 2005-2007 Biennium.

Representative Juneau also distributed a copy of LC 510, a bill "*revising the districts for the appointment of members to the Board of Public Education and the Board of Regents by adding two Indian reservations to one district; and amending sections 2-15-1508, MCA.*"

***Ms. Fladmo had to dismiss herself from the meeting to fly to attend the NASBE Conference, subsequently she was absent from the rest of the meeting.**

ITEM 5 COMMISSIONER OF HIGHER EDUCATION REPORT

Commissioner Stearns discussed the hearing that she had attended in the morning regarding the term limitation of the student representative to the Board of Regents.

She also reported that the Board of Regents meets next week (January 20, 2005). The Board of Education (Board of Public Education and the Board of Regents) will meet on the day before the Regents meeting. She is also proposing to the Board of Regents to change their meeting schedule to only four meetings a year instead of six.

In terms of an office space update, Ms. Stearns reported that the Board of Regents is proposing to have the members authorize signing a long-term lease with a current facility or with a developer for a new building (item on the January 20, 2005 agenda).

ITEM 11 MONTANA GEAR UP GRANT

Ms. Sandy Merdinger, gave the Board a brief overview of the Montana GEAR UP program (Gaining Early Awareness & Readiness for Undergraduate Programs). She distributed a fact sheet that outlined the GEAR UP grant. Some of the facts about the grant that were included:

- Montana is currently in its 6th and final year of the Gear Up grant. For this final year, Montana GEAR UP received \$2.5 million in federal funding, requiring a dollar for dollar match from the state.

- Eligible schools will be identified and contacted to express interest in participating in the next Montana GEAR UP program in January and February.

Some of the GEAR UP facts for the 2003-2004 academic year included:

- Currently there are 21 middle schools and their receiving high schools participating via subgrants.
- GEAR UP awarded the first Montana Pathways GEAR UP scholarships to five graduating seniors at GEAR UP schools. Each scholarship is valued at up to \$20,000.
- GEAR UP co-sponsored the Montana School Counseling Institute that provided professional development to approximately 200 school counselors across the state.
- GEAR UP sponsored college campus visits for students at GEAR UP middle schools and high schools.

If you have any questions regarding the next GEAR UP grant, you can contact the office at (406) 444-0056.

ITEM 12 STUDENT REPRESENTATIVE REPORT

Mr. Engellant, Student Representative, reported to the Board on the dialogues he has had with the Student Representative Liaisons. He requests of them to bring issues or items to him to present to the Board.

He also presented the results of his student survey that he conducted last October. He had 556 students that participated in the survey. Some excerpts from his survey are listed below:

#3. Is standardized testing an acceptable method of measuring learning?

32% yes

67% no

#8. After post secondary education, do you plan on pursuing a career in Montana?

34% yes

55% no

10% does not apply

#12. Is Indian Education for All an acceptable implementation of our school curriculum?

49% yes

48% no

#15. Do you feel the No Child Left Behind policy will improve the education of students in your school?

18% yes

63% no

17% not sure

ITEM 13 ACCREDITATION REPORT

Dr. Peterson, Accreditation Administrator and Michael Hall, Instructional Technology, OPI, presented the item addressing Distance Learning Providers Proposed Registration. Pursuant to ARM 10.55.907 program providers of distance, online, technology delivered programs to Montana schools are required to annually register with the OPI. With this report, they distributed the registration form that will be utilized online.

T.J. Eyer, principal of Jefferson High School and Jody Messinger, Division Administrator-Career and Technical Education, OPI, presented the topic of the High School Initiative. Six Montanans attended the 2nd Annual High School Summit sponsored by the U.S. Department of Education. The High School Summit was designed to provide information about President Bush's High School Initiative to improve the overall effectiveness of high school education. Both Mr. Eyer and Ms. Messinger provided to the Board the major topics addressed at the Summit and a brief report on the direction Montana will take in response to the High School Initiative.

They also presented to the Board the proposed schedule and process for the review of the content and performance standards pursuant to the ARM 10.54.2503 Standards Review Schedule

beginning July 2005.

ITEM 14 LEGISLATIVE UPDATE

Mr. Meloy reported to the Board that the budget for the Board of Public Education has been approved by the Sub Committee on Appropriations and they also approved tentative language regarding what the Board may need in additional resources.

Mr. Meloy reported that he spoke as a proponent on MSDB's budget, which will be expanded on by Mr. Gettel under his report.

Mr. Meloy reported that he has been working on the equalization bill, which has not been drafted (as of this writing). It is a bill that talks about statewide mill where districts richer districts can share their wealth with poorer districts in terms of deriving revenue for education.

He also has been working on the bill which creates more flexibility to school districts in setting their school calendars by eliminating the requirement that a school district conduct at least 180 school days during each school fiscal year.

He also touched on SB 152, which will demonstrate to the Legislature what they are required by the Constitution to fund with regards to a quality education. There is some amendatory language proposed to this bill to change the word from "define" to "determine". It will state that the *Legislature is to "determine" the educational needs and the cost of a basic system of free quality public elementary and secondary schools, through studies*. The language will also state that the study will be reviewed every six years to re-assess the educational needs and costs to a basic system and incorporate those results in the state's funding formula. Mr. Meloy stated that the Board of Public Education needs to be at the table during this "determination process".

ITEM 16 INCOMPLETE FINANCIAL REPORTS

Dr. Miller introduced Joan Anderson, newly appointed Administrator to the School Finance Division, OPI, who also asked that Bud Williams, Deputy State Superintendent, OPI, join the table. They discussed the issue of late and incomplete financial reports due to the Office of Public Instruction as required by ARM 10.10.503. These reports are due by September 13, 2004. All of the districts have sent their FY 2004-05 Final Budgets and FY 2004-04 Trustees' Financial Summary reports, with the exception of the districts listed in the report.

On November 15, 2004, the Office of Public Instruction received **preliminary** FY 2003-04 Trustees' Financial Summaries (TFS) and FY 2004-05 Final Budgets from the above-mentioned districts.

The Office of Public Instruction is required by ARM 10.10.503 to notify the Board of Public Education of late and incomplete reports. The Board of Public Education may order withholding of BASE aid until the reporting is complete.

It was decided that the districts in question will come before the Board at the March 2005 meeting to discuss their progress with meeting the above mentioned requirements.

ITEM 15 BOARD OF EDUCATION MEETING AGENDA REVIEW

Dr. Miller reviewed the agenda for the upcoming Board of Education meeting, to take place on Wednesday, January 19, 2005 at Carroll College.

PUBLIC COMMENT

Ms. Nancy Coopersmith, Assistant Superintendent, OPI, introduced the new Accreditation Specialist, Mr. Gary Warhank, who is taking the place of Mr. Al McMilin, who is now the Educator Quality Specialist at the Office of Public Instruction.

ITEM 17 NCLB UPDATE

Mr. Williams, Deputy Superintendent, OPI, presented information on the Regional Advisory Committee (RAC) for the Northwest Region, which was established under the Educational Technical Assistance Act of 2002. Mr. Williams and Dr. Douglas Reisig, Superintendent of Schools, Hellgate Elementary went to Washington D.C. for a briefing and discussion of doing a needs assessment for the Northwest regarding technical assistance. Mr. Williams distributed a Power Point presentation, prepared

by Dr. Reisig with some background pertaining to the RAC. The purpose of this committee is to conduct an educational needs assessment of the region in order to assist in making decisions regarding education priorities, with the focus on the challenges of No Child Left Behind. The next step is to report these findings to the Secretary of Education by March 31, 2005. The website to the RAC is www.rac-ed.org. Here you will be able to access announcements of activities and events; you will also be able to review and comment on key documents.

Ms. Coopersmith, Assistant Superintendent, OPI and Mr. Williams, presented information containing Adequate Yearly Progress determinations for Montana schools and districts for the 2004-2005 school year; the December 2004 U.S. Department of Education review of Montana ESEA/NCLB Title II A Programs; and federal funding levels approved by the U.S. Congress for Federal Fiscal Year 2005.

ITEM 18 TRANSPORTATION REPORT

Ms. Joan Anderson (representing Maxine Mougeot, State Director/Fiscal Officer), Assistant Superintendent for Operations, OPI, provided the Board with the annual transportation report. The presentation included information about the new online accounting and data management program, the transportation website (www.opi.state.mt.us/pupiltransport), cost savings, statistics spreadsheet, and continued growth for school bus driver training. She also included information about the 2005 National Standards Committee and the new language for activity trips.

ITEM 19 BOARD OF PUBLIC EDUCATION FEATURED ISSUE: Assessment

The Board was seeking input and ideas from its constituents regarding Assessment issues, arising from school district experiences. The following people offered comments regarding their experiences:

Mr. David Lloyd, Superintendent, Moore Public Schools, reported that, of the educators he had spoken with, the general consensus was that we are testing our children too much. The testing generally takes away from the learning in the classroom due to setting aside designated times for testing. He also feels that some attention needs to be given to people who home school their children with regards to accountability. He cited that Minnesota periodically tests their home schooled children to keep them accountable. He also felt that something needs to be done with addressing transfer students when it comes to accountability.

Mr. Josh Middleton, Superintendent, Laurel Public Schools, commented on his school not making AYP and also about the difficulty of schools adhering to No Child Left Behind.

Dr. Jan Clinard, Director of Academic Initiatives, Office of the Commissioner of Higher Education, distributed her January 2005 newsletter. This recent publication gave an overview of the 2005 Montana University System Writing Assessment, which will take place from February 14-March 15. In order to access the results of all test cycles from 2001 to present, you can go online at: <http://mus.montana.edu/writingproficiency/index.htm>. She also mentioned that the training and scoring for the Writing Assessment is a worthwhile professional development opportunity for writing teachers of Montana and will take place at seven sites starting March 29, 2005 and finishing up on April 22, 2005. The seven sites are Miles City, Billings, Helena, Bozeman, Kalispell, Missoula, and Great Falls.

This document also had an article addressing how to counsel students regarding the new, optional ACT writing test, along with an article titled, Montana University System Writing Assessment Aligned with Board of Public Education's Writing Content Standards.

ITEM 20 MACIE REPORT

Mr. Cal Gilbert, Board member, gave the MACIE report, in the absence of Ms. Bixby. He discussed the MACIE recommendations, which include the following:

- MACIE recommends that the State Superintendent of Public Instruction and the Board of Public Education not endorse any recommendation that a writing proficiency assessment be required for admission to the Montana University System.
- MACIE recommends that a request be made that the Office of the Commissioner of Higher Education consider
- MACIE recommends that the Office of Public Instruction disaggregate special

education information by gender, grade level, schools on/near reservations, and rural vs. urban schools.

ITEM 21 ACCREDITATION AND LICENSURE

Mr. McMilin, Educator Quality Specialist, OPI, along with Ms. Nikki Sandve, Special Education, OPI, presented an overview of Summit Preparatory School's request for accreditation and the year-long review process leading up to that point. They were also joined at the table by **Terry Factor**, Educational Administrator, and **Chris Madsey**, Clinical Director. Summit Preparatory School is a therapeutic boarding school for high school students located in Kalispell. This item was scheduled for an action item at the September Board meeting, but the superintendent of Summit School had resigned. The successful replacement was from out of state. Pending his licensure and orientation with the accreditation process, final action on the school's accreditation was postponed. Now that the new superintendent has received his Montana licensure, Summit Preparatory School is ready to recommend final accreditation be granted.

MOTION: Mr. Bishop moved to accept OPI's recommendation for regular accreditation for Summit Preparatory School. Ms. Myers seconded the motion and the motion unanimously carried.

Gay Ann Masolo and Diane Fladmo were absent from the meeting at the time of this motion.

Mr. McMilin, Educator Quality Specialist, OPI, along with Ms. Karen Richem, and Mr. Gary Warhank, newly appointed Accreditation Specialist, provided to the Board an update report on the status of the 2002-2003 school year corrective plans. This report verifies the current status of those plans following the 2004-05 Annual Data Collection electronic preliminary accreditation reports for each of the schools. The report also contained comments and recommendations for certain school corrective plans that the state superintendent has determined to be incomplete or continue to be inadequate to address the deviations that led to the Advice or Deficiency status determination.

MOTION: Mr. Bishop moved to approve the OPI's recommendation on corrective action plans for schools receiving Advice or Deficiency status for the 2002-2003 school year. The motion was seconded by Ms. Myers and the motion unanimously carried.

Gay Ann Masolo and Diane Fladmo were absent from the meeting at the time of this motion.

Mr. McMilin, Educator Quality Specialist, OPI, along with Ms. Richem, and Mr. Gary Warhank, Accreditation Specialist, OPI provided to the Board a final report on the corrective plans required of schools that received either Advice for the second year or Deficiency accreditation status for the school year 2003-04. The final report verifies the current status of those plans following the 2004-05 Annual Data Collection electronic preliminary accreditation reports for each of the schools.

MOTION: Mr. Bishop moved to accept the Superintendent's report on initial action on 2003-2004 corrective Advice and Deficiency plans. The motion was seconded by Mr. Fuller and the motion unanimously carried.

Dr. Peterson, Accreditation Administrator, OPI, presented to the Board the proposed amendment to ARM 10.58.103 Visitation. This rule governs, in part, the on-site visitations of Montana's eight Teacher Education Units. The result of the amendment will change the five-year cycle of on-site reviews to a seven-year cycle. Such a revision will be aligned to the changes enacted by the NCATE Executive Board. She also presented Appendix A, which is Clarification of Teaching Assignments.

MOTION: Mr. Bishop moved to notice the proposed amendment to 10.58.103 Visitation and Appendix A. Ms. Myers seconded the motion and the motion unanimously carried.

Gay Ann Masolo and Diane Fladmo were absent from the meeting at the time of this motion.

ITEM 22 SCHOOL WELLNESS POLICY

Mr. Rick Chiotti, Administrator, Health Enhancement and Safety Division, OPI presented a brief report on the new requirement for school wellness policies, what school wellness policies are to include and a request for Board action for a position statement encouraging schools to adopt and implement a school wellness policy. Mr. Chiotti went on to urge the Board to encourage **all** Montana schools to adopt and implement a school wellness policy by September 2006, and that such a policy be consistent with model school wellness policy. Mr. Bob Vogel, Director of Governmental Relations, Montana School Boards Association joined Mr. Chiotti to speak about the governmental relation that this policy has.

MOTION: Mr. Bishop moved to adopt the position statement on school wellness policy submitted in draft form for all schools in Montana. Mr. Gilbert seconded the motion and the motion unanimously carried.

Gay Ann Masolo and Diane Fladmo were absent from the meeting at the time of this motion.

LEGAL AFFAIRS

ITEM 23 REQUEST FOR RULE CHANGE-TRANSFER OF DISCIPLINARY RECORDS

Ms. Catherine Warhank, Chief Legal Counsel, OPI presented information regarding publishing a rule notice proposing the adoption of a new ARM to allow disciplinary records to be maintained separately from permanent records; transfer disciplinary records from ARM 10.55.909 to a new rule 10.55.910. This rule currently is in conflict with the maintenance of records within the juvenile justice system where records are sealed once a person reaches the age of majority. This report also had attached to it a proposed timeline for implementation of this rule change.

MOTION: Mr. Fuller moved to publish a rule notice proposing adoption of the rule change from ARM 10.55.909 to a new rule 10.55.910, allowing disciplinary records to be maintained separately from permanent records, and also to adopt the timeline attached with this rule notice. The motion was seconded by Ms. Myers and the motion unanimously carried.

Gay Ann Masolo and Diane Fladmo were absent from the meeting at the time of this motion.

ITEM 24 FINAL ORDER OF BOARD ON LICENSE DENIALS

Mr. Meloy presented a brief history on the licensure denials by the Office of Public Instruction of three candidates who subsequently appealed the decision. He also read the motions that were made at the November 2004 board meeting regarding these appeals. He then gave the Board a brief update on the teaching background of each applicant.

The first case involved Ms. Marilyn Lockwood.

MOTION: Mr. Fuller recommends that the Board make motion to accept the Hearing Examiner's recommendation in the matter of Marilyn Lockwood which indicates that she has satisfied the constitutional, statutory, administrative requirements and is entitled to be issued a Class II teaching certificate endorsed in Elementary and Elementary Art Curriculum by the Office of Public Instruction and further move that the Office of Public Instruction issue the appropriate license. Mr. Bishop seconded the motion and the motion unanimously carried.

Gay Ann Masolo and Diane Fladmo were absent from the meeting at the time of this motion.

The second case involved Ms. Hayley Nolte.

MOTION: Ms. Myers recommends that the Board make motion to accept the Hearing Examiner's recommendation in the matter of Hayley Nolte which indicates that she has satisfied the constitutional, statutory, administrative requirements and is entitled to be issued a Class II teaching certificate by the Office of Public Instruction and further move that the Office of Public Instruction be requested to issue a Class II teaching certificate. The motion was seconded by Mr. Fuller and the motion unanimously carried.

The third case involved Ms. Anne Washburn.

MOTION: Mr. Fuller recommends that the Board make motion to accept the Hearing Examiner's recommendation in the matter of Anne Washburn which indicates that she has satisfied the constitutional, statutory, administrative requirements and is entitled to be issued a Class II teaching certificate by the Office of Public Instruction and further move that the Office of Public Instruction be requested to issue a Class II teaching certificate. The motion was seconded by Ms. Myers and the motion unanimously carried.

Gay Ann Masolo and Diane Fladmo were absent from the meeting at the time of this motion.

MOTION: Mr. Fuller moved to request the CSPAC to take an active role in reviewing the language of Chapter 57 in this matter. Ms. Myers seconded the motion and the motion unanimously carried.

Gay Ann Masolo and Diane Fladmo were absent from the meeting at the time of this motion.

ITEM 25 MSDB COMMITTEE MEETING/REPORT

Mr. Gettel and Mr. Sykes presented the MSDB report. Items covered during this report included the following:

1. **Student Enrollment/Evaluation**-On campus total (71), Student evaluations to date (14), Off campus total (301)
2. **Personnel Actions**-New Hires (6), Resignations (1), Vacancies (2 ½ teachers, 1 lead interpreter, 1 cottage life attendant, 1 lead houseparent, 2 LPN/Nightwatch), Over-assigned positions (4)
3. **Human Resources**-update on core competencies project
4. **Program Accreditation/School Improvement-Action Item**-AYP Status Report, Linking HI*TRACK and CHRIS Data Systems, MSDB Parent/Student Handbook

MOTION: Ms. Myers moved to approve the recommended MSDB Parent/Student Handbook as revised. The motion was seconded by Mr. Fuller and the motion unanimously carried.

5. **2005 Legislative Session**-update on statute proposals and budget planning and appropriations
6. **Professional Development Activities**-update on in-service training:
 - November 1-Presentation for an education class at MSU-Northern, Havre by Sandy McGennis
 - December 1-Golden Triangle Math curriculum Committee meeting in Great Falls attended by Pam Boespflug
 - December 7-"Step Up to Writing" workshop in Great Falls attended by Jim Takenaka
 - January 21-"Interest Based Problem Solving Process" retraining workshop presented by the Department of Administration in Great Falls attended by the IBPS Committee
 - February 1-"Classroom Practices that Create Significant Gains in Student Achievement" presented by Vicki Gibson and CSPD in Great Falls attended by Diane Moog and Julie-Dee Alt
7. **MSDB Foundation Activities**-update on activities: Foundation received regional approval for a grant through the General Mills Foundation for a \$7,500 request for replacement of

exercise equipment for the VI department and the Mustang Center. The Development Committee contracted with Winston Productions to produce a display advertisement, promoting the work of the school and the Foundation, which was carried in most of the state's regional and local newspapers during the month of November.

8. **Conferences, Meetings, and Contacts-**

- November 9-PLUK/MSDB/OPI ITV training, issues in Hearing and Vision, Great Falls
- November 23-Conference with Senator Ryan to discuss legislative issues relating to "quality" education as it relates to MSDB programs and funding
- December 8-Meeting with Governor Schweitzer, Representative Trudi Schmidt and transition team members to discuss MSDB's budget needs, Helena
- January 6-NW Administrators meeting, Great Falls
- January 13-Appropriations Subcommittee Executive Action, Helena

9. **Budget and Finance-**OBPP gave permission to submit a BA BCD for access to the Federal Jobs and Growth Fund in the amount of \$116,046.21 to help correct our budget shortfall because of the Worker's Comp premium increase.

10. **Plant and Facilities-**update on current projects-Governor's budget for FY 06-07 and language contained in HB 5 recommends \$400,000 for the school for "facility improvements"

11. **School Calendar of Events-**

- January 7-Basketball-Centerville @ MSDB, Boys & Girls
- January 17-End of 2nd quarter
- January 28-Travel Home-School in Session
- February 16-19-BB District Tournament
- February 22-Classes resume
- March 7-11-Criterion Reference Test
- March 17-20-Academic Bowl, Salt Lake City
- March 24-Early Dismissal-12:30 p.m. Easter Break

12. **Student News and School Events-**

- ❖ VIP singers performed for the Sunrise Lions Club's Christmas luncheon at the Elks club in December.
- ❖ November "Student of the Month" for Schulte's was Jessie Aguilar and Marcus Corley was chosen for the November "Principal's Club" luncheon.
- ❖ The "Mustang Canteen" operated the high school living skills class, opened and is serving cookies and beverages weekly. Profits will go toward the purchase of a coffee maker and paying for a class activity.
- ❖ Expressions of Silence performed at the Christmas Stroll on December 4.
- ❖ A small group of Expressions performers provided a song, "Love Can Build a Bridge" at the "Oath of Office" ceremony for Governor Brian Schweitzer on January 3.

PRELIMINARY AGENDA ITEMS – March 10- 11, 2005

- Standards Review Cycle for 2005
- Continued discussion of incomplete financial reports (Steve to work with Bud on this item)

The meeting was adjourned at 2:23 p.m.